

Date sent: March 8, 1994

Date due: March 29, 1994

CONSENT DECREE TRACKING FORM

\*\*\* See reverse for instructions.

PART A: COMPLIANCE VERIFICATION

Case Name: Unimax  
Technical Contact: Lisa Macchio

Program/Statute: CWA  
Consent Decree No: 10-88-C-008  
ORC Attorney: TIM HAMLIN

Is this Consent Decree (check one; see reverse for instructions):

Being complied with? no Being violated? yes

\*\*\* Penalties collected as result of violation of Consent Decree for quarter just ended: \$ 0

Completed by (signature/date): [Signature]  
(print name): LISA MACCHIO  
(title/organization): EPS / WD, WMEB

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PART B: REPORT OF VIOLATION

Requirement(s) in violation: 0030/03, 04, 05, 06, 07, 08

Requirement due date: F188

Requirement completed late: \_\_\_\_\_ (date) Requirement not completed ☒ (check)

Comments/Recommendations: Unimax has filed bankruptcy and ~~is~~ is planning to reorganize. We have no expectations that these requirements will be accomplished. Continuing negotiations with prospective purchasers are taking place.

Has this violation been reported previously? yes If so, when? previous quarters

Violation documented by (signature/date): [Signature]  
(print name): LISA MACCHIO  
(title/organization): EPS / WD, WMEB

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PART C: DECISION ON RESPONSE TO VIOLATION (check one):

☐ Enforcement action planned. Type planned: \_\_\_\_\_

☒ Enforcement action determined not to be appropriate for the following reason(s): There is a possibility that these delays are not violations. The attorney is working with D.O.J. on these matters

Concurrences by: Program Branch Chief ORC Branch Chief  
Name/signature: [Signature] [Signature]  
Title/organization: WMEB Branch Chief Chief, ORC Hazardous Waste Branch  
Date: 3/20/94 3/24/94

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CONSENT DECREE TRACKING SYSTEM  
REGION 10 ACTIVE DECREES  
ALL MILESTONES  
SORTED BY REG. CONTACT  
UPDATE AND RETURN TO ANALYSTDATE: 02/22/94  
PAGE: 31

\*\*\* REG. CONTACT: MACCHIO, L.

DECREE NAME: UNIMAR/MARINE POWER/REMOVAL  
CONSENT-ID : 10-88-C008  
PRIMARY LAW: CWAREG ATTORNEY : HAMLIN, T.  
REG. CONTACT : MACCHIO, L.  
DOCUMENT TYPE: CCOURT DOCKET NUMBER : 85-382(C-R)  
ENFORCEMENT CASE NO.: 10-85-0005  
ESTIMATED TERMINATION DATE: 08/01/88

## COMPLIANCE STATUS:

PREVIOUS QTR.: 12/31/93 : IN VIOLATION; ACTION COMMENCED/TAKEN

CURRENT QTR.: *in violation; action commenced/taken; attorney has sent referral package to headquarters in order to modify the decree.*

## COMPLIANCE STATUS COMMENTS:

- \* 4Q92: IN VIOLATION; ACTION COMMENCED/TAKEN
- \* SCHEDULE DATES HAVE NOT BEEN MET AS THEY WERE UNREALISTIC - NOT
- \* ATTAINABLE. 0030/03,/04,/05,/06,/07,/08
- \* 2Q93: EPA WORKING ON AMENDING DECREE W/APROPUS DATES FOR REQUIREMENTS.
- \* 3Q93: NEIC IS EVALUATING UNIMAR'S FINANCIAL SITUATION FOR EPA IN ORDER
- \* TO ESTABLISH COMPANY'S ABILITY TO PERFORM FURTHER WORK ESTABLISHED
- \* IN THE CONSENT DECREE.
- \* 4Q93: CASE STILL UNDER REVIEW.
- \* 1Q94: EPA & ECOLOGY ARE WORKING ON MODIFYING DECREE & NAMING NEW OWNERS AS
- \* PARTIES TO THE DECREE. NEW REQUIREMENTS TO BE SCHEDULED.

CDETS PARA./EVENT	COMPLIANCE REQUIREMENTS:	DATE DUE	DATE COMPLETED	COMPLY STATUS
0030/05	SUBMIT COPIES TO EPA & ECOLOGY OF PERMITS, APPROVALS & AUTHORIZATIONS			V
0030/06	CALL FOR BIDS FOR REMOVAL AND DISPOSAL			
0030/07	COMPLETE ACTIVITIES IN APPROVED PLAN			V
0030/08	CONDUCT ASSURANCE SURVEY AND SUBMIT REPORT			V
0010/01	COMMENTS:			
0020/01	ATTACH COPY OF DECREE TO DEEDS OF FACILITIES	02/02/88	10/13/88	C
0030/01	ESTABLISH PHYSICAL EXTENT OF DEPOSITED DEBRIS	02/28/88	04/01/88	C
0030/02	ESTABLISH PHYSICAL & CHEMICAL CHARACTERISTICS OF DEBRIS	03/28/88	04/01/88	C
0030/03	EVALUATE METHODS OF REMOVAL & DISPOSAL.	04/28/88		V
0030/04	IDENTIFY METHODS TO USE AND PREPARE AND SUBMIT PLAN	05/28/88		V